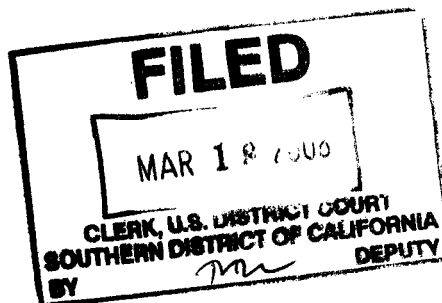


AUS A



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 82 44

UNITED STATES OF AMERICA,

Plaintiff,

v.

Baudelio TIZOC-Ramirez,

Defendant.

Magistrate Case No.:

COMPLAINT FOR VIOLATION OF

21 U.S.C. § 952 and 960

Importation of a Controlled Substance  
(Felony)

The undersigned complainant being duly sworn states:

That on or about March 17, 2008, within the Southern District of California, defendant Baudelio TIZOC-Ramirez, did knowingly and intentionally import approximately 3.20 kilograms (7.04 pounds) of Methamphetamine, a Schedule II Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Hugo A. Leon  
Hugo A. Leon, Special Agent  
Immigration and Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, MARCH 18, 2008.

Peter C. Lewis  
Peter C. Lewis  
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Baudelio TIZOC-Ramirez

4 STATEMENT OF FACTS

5 This complaint is based on the personal observations, investigation, and information  
6 furnished to U. S. Immigration and Customs Enforcement Special Agent Hugo A. Leon.

7 On March 17, 2008, at approximately 1844 hours, Customs and Border Protection (CBP)  
8 Officer Troy A. Bryant was conducting Pre-Primary roving operations at the Calexico East Port  
9 of Entry when he selected a green 2001 Dodge Ram 1500 truck bearing Baja California, Mexico  
10 license plates BM98211 for further inspection. CBP Officer Bryant received a negative Customs  
11 declaration from the driver and sole occupant of the Dodge Ram, Baudelio TIZOC-Ramirez.  
12 CBP Officer Bryant conducted a visual inspection of the Dodge Ram and noticed that the intake  
13 manifold area had fingerprint smudges around it, along with tool marks on the bolts.

14 CBP Officer Bryant requested the vehicle registration and noticed that TIZOC-Ramirez's  
15 hand was noticeably shaking when handing the registration over. CBP Officer Bryant then  
16 removed the vacuum hose from the intake manifold and noticed an obstruction where there  
17 should not be one. TIZOC-Ramirez was then handcuffed and escorted to the Security Office  
18 where he was patted down with negative results.

19 In Vehicle Secondary, CBP Officer Holguin extracted a white, crystal like substance, that  
20 field-tested positive for methamphetamine. A total of seven (7) packages were removed from the  
21 Dodge Ram's intake manifold. The total weight of the packages was approximately 3.20  
22 kilograms (7.04 pounds).

23 TIZOC-Ramirez was advised of his rights per Miranda. TIZOC-Ramirez stated that he  
24 understood his rights and was willing to make a statement without an attorney present. TIZOC-  
25 Ramirez denied any knowledge of the methamphetamine found in the Dodge Ram. TIZOC-  
26 Ramirez stated that he drove into Mexicali, Mexico on March 17, 2008 at approximately 0730  
27 hours and picked up the Dodge Ram between 0900-1000 hours from an unknown male. TIZOC-  
28  
29